



AF 12157  
JFW  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Andrew W. WILSON

Application No.: 09/726,676

Filed: November 29, 2000

For: CONGESTION CONTROL FOR  
INTERNET PROTOCOL STORAGE

) Attorney Docket No: ADAPP135

) Group Art Unit: 2157

) Examiner: Alam, Uzma

) Date: August 8, 2005

**Tripleate:**

- (copy 2 of 3)  
 (copy 3 of 3)

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 8, 2005.

Signed: \_\_\_\_\_

  
Sylvia Castillo

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed April 8, 2005 finally rejecting claims 1-40.

The item(s) checked below are appropriate:

Appeal Fee:  \$250.00 (Small Entity)  \$500.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply:

Applicants petition for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

08/10/2005 EAREGAY1 00000014 09726676

01 FC:1401 500.00 0P

08/10/2005 EAREGAY1 00000014 09726676

02 FC:1251 120.00 0P

<u>Months</u>	<u>Small Entity</u>	<u>Large Entity</u>
<input checked="" type="checkbox"/> one	\$ 60.00	\$ 120.00
<input type="checkbox"/> two	\$225.00	\$ 450.00
<input type="checkbox"/> three	\$510.00	\$1,020.00

If an additional extension of time is required, please consider this a petition therefor.

- An extension for \_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.
- Applicants believe that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Total Fee Due

Notice of Appeal Fee \$500.00

Extension Fee (if any) \$120.00

Total Fee Due \$620.00

- Enclosed is Check No. 14679 in the amount of \$620.00.
- Charge any additional fees or credit any overpayment to Deposit Account No. 50-0805, (Order No. ADAPP135). Two additional copies of this Notice are enclosed.

Respectfully submitted,  
MARTINE PENILLA & GENCARELLA, LLP



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